

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-00464-DLF**

CAMPAIGN FOR ACCOUNTABILITY v. US
DEPARTMENT OF HEALTH AND HUMAN SERVICES et al
Assigned to: Judge Dabney L. Friedrich
Cause: 05:552 Freedom of Information Act

Date Filed: 02/27/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**CAMPAIGN FOR
ACCOUNTABILITY**

represented by **A. Mackenna White**
BAKER & HOSTETLER LLP
45 Rockefeller Plaza
14th Floor
New York, NY 10111
(212) 847-2829
Fax: (212) 589-4201
TERMINATED: 06/17/2019
PRO HAC VICE

Kendall Eugene Wangsgard
BAKER & HOSTETLER LLP
1050 Connecticut Avenue, NW
Suite 1100
Washington, DC 20036
(202) 861-1500
Email: kwangsgard@bakerlaw.com
ATTORNEY TO BE NOTICED

Nichole L. Sterling
BAKER HOSTETLER LLP
45 Rockefeller Plaza
14th Floor
New York, NY 10111
212-589-4282
Fax: 212-589-4201
PRO HAC VICE
ATTORNEY TO BE NOTICED

Carey S. Busen
BAKER & HOSTETLER LLP
1050 Connecticut Avenue, NW
Suite 1100
Washington, DC 20036
(202) 861-1568
Fax: (202) 861-1783
Email: cbusen@bakerlaw.com
ATTORNEY TO BE NOTICED

V.

Defendant

**U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES**

represented by **April Denise Seabrook**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2525
Fax: (202) 252-2599
Email: april.seabrook@usdoj.gov

TERMINATED: 11/14/2018
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marina Utgoff Braswell
 U.S. ATTORNEY'S OFFICE FOR THE
 DISTRICT OF COLUMBIA
 555 Fourth Street, NW
 Washington, DC 20530
 (202) 252-2561
 Fax: (202) 252-2599
 Email: Marina.Braswell@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. DEPARTMENT OF STATE

represented by **April Denise Seabrook**
 (See above for address)
TERMINATED: 11/14/2018
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marina Utgoff Braswell
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**U.S. AGENCY FOR
INTERNATIONAL DEVELOPMENT**

represented by **April Denise Seabrook**
 (See above for address)
TERMINATED: 11/14/2018
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marina Utgoff Braswell
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/27/2018	<u>1</u>	COMPLAINT against US AGENCY FOR INTERNATIONAL DEVELOPMENT, US DEPARTMENT OF HEALTH AND HUMAN SERVICES, US DEPARTMENT OF STATE (Filing fee \$ 400 receipt number 0090-5350575) filed by CAMPAIGN FOR ACCOUNTABILITY. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Civil Cover Sheet, # <u>8</u> Summons HHS, # <u>9</u> Summons Lui, # <u>10</u> Summons Sessions, # <u>11</u> Summons State Department, # <u>12</u> Summons USAID)(Busen, Carey) (Entered: 02/27/2018)
02/27/2018	<u>2</u>	NOTICE of Appearance by Carey S. Busen on behalf of CAMPAIGN FOR ACCOUNTABILITY (Busen, Carey) (Entered: 02/27/2018)
02/27/2018	<u>3</u>	Corporate Disclosure Statement by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) (Entered: 02/27/2018)
02/27/2018		Case Assigned to Judge Dabney L. Friedrich. (jd) (Entered: 03/01/2018)
03/01/2018	<u>4</u>	SUMMONS (5) Issued Electronically as to U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General. (Attachment: # <u>1</u> Notice and Consent)(jd) (Entered: 03/01/2018)
03/15/2018	<u>5</u>	AFFIDAVIT OF SERVICE [Liu] by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) (Entered: 03/15/2018)

03/15/2018	<u>6</u>	AFFIDAVIT <i>OF SERVICE [Sessions]</i> by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) (Entered: 03/15/2018)
03/15/2018	<u>7</u>	AFFIDAVIT <i>OF SERVICE [US Department of State]</i> by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) (Entered: 03/15/2018)
03/16/2018	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF STATE served on 3/8/2018, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 3/7/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/7/2018. (Answer due for ALL FEDERAL DEFENDANTS by 4/6/2018.) (See Docket Entries <u>5</u> , <u>6</u> and <u>7</u> to view documents. (znmw) (Entered: 03/16/2018)
03/20/2018	<u>9</u>	AFFIDAVIT <i>OF SERVICE [HHS]</i> by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) (Entered: 03/20/2018)
03/20/2018	<u>10</u>	AFFIDAVIT <i>OF SERVICE [USAID]</i> by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) (Entered: 03/20/2018)
03/20/2018	<u>11</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Nichole L. Sterling, :Firm– Baker Hostetler LLP, :Address– 45 Rockefeller Plaza, 14th Floor, New York, New York 10111. Phone No. – 212–589–4282. Fax No. – 212–589–4201 Filing fee \$ 100, receipt number 0090–5381916. Fee Status: Fee Paid. by CAMPAIGN FOR ACCOUNTABILITY (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Busen, Carey) (Entered: 03/20/2018)
03/20/2018	<u>12</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– A. Mackenna White, :Firm– Baker Hostetler LLP, :Address– 45 Rockefeller Plaza, 14th Floor, New York, New York 10111. Phone No. – 212–847–2829. Fax No. – 212–589–4201 Filing fee \$ 100, receipt number 0090–5381958. Fee Status: Fee Paid. by CAMPAIGN FOR ACCOUNTABILITY (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Busen, Carey) (Entered: 03/20/2018)
03/20/2018	<u>13</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT served on 3/16/2018; U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 3/16/2018. (See Docket Entries <u>9</u> and <u>10</u> to view documents). (znmw) (Entered: 03/21/2018)
03/21/2018		NOTICE OF ERROR re <u>9</u> Affidavit; emailed to cbusen@bakerlaw.com, cc'd 1 associated attorneys — The PDF file you docketed contained errors: 1. Incorrect event used, 2. Please note correct docket entry for future reference: Summons Returned Executed as to Federal Defendant on the Service of Process menu; Do not refile. (znmw,) (Entered: 03/21/2018)
03/21/2018		MINUTE ORDER granting <u>11</u> Motion for Leave to Appear Pro Hac Vice. Signed by Judge Dabney L. Friedrich on March 21, 2018. (JK) (Entered: 03/21/2018)
03/21/2018		MINUTE ORDER granting <u>12</u> Motion for Leave to Appear Pro Hac Vice. Signed by Judge Dabney L. Friedrich on March 21, 2018. (JK) (Entered: 03/21/2018)
04/06/2018	<u>14</u>	Consent MOTION for Extension of Time to File Response/Reply <i>and Memorandum in Support Thereof</i> by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Seabrook, April) (Entered: 04/06/2018)
04/06/2018		MINUTE ORDER. Upon consideration of the <u>14</u> Consent Motion for Extension of Time to Respond, it is ORDERED that the motion is GRANTED. Defendants' response to Plaintiff's Complaint shall be filed on or before May 7, 2018. Signed by Judge Dabney L. Friedrich on April 6, 2018. (JK) (Entered: 04/06/2018)
04/06/2018		Set/Reset Deadlines: Answer due by 5/7/2018. (JK) (Entered: 04/06/2018)
05/07/2018	<u>15</u>	ANSWER to Complaint by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE.(Seabrook, April) (Entered: 05/07/2018)

05/08/2018		MINUTE ORDER requiring the parties to MEET AND CONFER and file a Joint Status Report proposing a schedule for further proceedings. The parties shall file the Joint Status Report no later than June 8, 2018. Signed by Judge Dabney L. Friedrich on May 8, 2018. (JK) (Entered: 05/08/2018)
05/09/2018	<u>16</u>	ENTERED IN ERROR. . . .AFFIDAVIT <i>Affidavit of Service</i> by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) Modified on 5/10/2018 (td). (Entered: 05/09/2018)
05/10/2018		NOTICE OF ERROR re <u>16</u> Affidavit; emailed to cbusen@bakerlaw.com, cc'd 2 associated attorneys -- The PDF file you docketed contained errors: 1. Incorrect event used, 2. Please refile document, 3. Refile using the event under Initial Pleadings and Service, Service of Process and the select Summons Returned Executed as to... (ztd,) (Entered: 05/10/2018)
05/10/2018	<u>17</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF STATE served on 5/7/2018 (Busen, Carey) (Entered: 05/10/2018)
05/21/2018	<u>18</u>	NOTICE of Appearance by Kendall Eugene Wangsgard on behalf of CAMPAIGN FOR ACCOUNTABILITY (Wangsgard, Kendall) (Entered: 05/21/2018)
06/08/2018	<u>19</u>	Joint STATUS REPORT by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE. (Seabrook, April) (Entered: 06/08/2018)
06/19/2018		MINUTE ORDER. Upon consideration of the parties' <u>19</u> Joint Status Report, it is ORDERED that the parties shall submit another joint status report on or before September 5, 2018. Signed by Judge Dabney L. Friedrich on June 19, 2018. (JK) (Entered: 06/19/2018)
09/04/2018	<u>20</u>	Consent MOTION for Extension of Time to File <i>the Parties' Joint Status Report</i> by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE (Seabrook, April) (Entered: 09/04/2018)
09/10/2018		MINUTE ORDER granting the defendants' <u>20</u> Consent Motion for Extension of Time to File the Status Report. Accordingly, the status report shall be filed on or before September 14, 2018. Signed by Judge Dabney L. Friedrich on September 10, 2018. (JK) (Entered: 09/10/2018)
09/10/2018		Set/Reset Deadlines: Status Report due by 9/14/2018. (JK) (Entered: 09/10/2018)
09/14/2018	<u>21</u>	Joint STATUS REPORT by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE. (Seabrook, April) (Entered: 09/14/2018)
09/17/2018		MINUTE ORDER. Upon consideration of the parties' <u>21</u> Joint Status Report, it is ORDERED that the parties shall submit another joint status report on or before November 14, 2018. Signed by Judge Dabney L. Friedrich on 9/17/2018. (JK) (Entered: 09/17/2018)
11/14/2018	<u>22</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Marina Utgoff Braswell on behalf of U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE Substituting for attorney April Denise Seabrook (Braswell, Marina) (Entered: 11/14/2018)
11/14/2018	<u>23</u>	Joint STATUS REPORT by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Hudak, Brian) (Entered: 11/14/2018)
11/20/2018		MINUTE ORDER. Upon consideration of the parties' <u>23</u> Joint Status Report, it is ORDERED that the parties shall submit another joint status report on or before January 14, 2019. Signed by Judge Dabney L. Friedrich on November 20, 2018. (JK) (Entered: 11/20/2018)

01/11/2019	<u>24</u>	Unopposed MOTION to Stay (<i>Defendants' Unopposed Motion to Stay Proceedings in Light of Lapse in Appropriations</i>) by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Braswell, Marina) (Entered: 01/11/2019)
01/11/2019		MINUTE ORDER granting in part the defendant's <u>24</u> Unopposed Motion for a Stay of Proceedings in Light of Lapse of Appropriations. It is ORDERED that the parties shall confer and file a joint status report within seven days of Congress restoring appropriations to the Department of Justice. Signed by Judge Dabney L. Friedrich on January 11, 2019. (JK) (Entered: 01/11/2019)
02/01/2019	<u>25</u>	Joint STATUS REPORT by CAMPAIGN FOR ACCOUNTABILITY. (Busen, Carey) (Entered: 02/01/2019)
02/04/2019		MINUTE ORDER. Upon consideration of the parties' <u>25</u> Joint Status Report, it is ORDERED that the parties shall file another joint status report on or before April 30, 2019. Signed by Judge Dabney L. Friedrich on February 4, 2019. (JK) (Entered: 02/04/2019)
04/30/2019	<u>26</u>	Joint STATUS REPORT by CAMPAIGN FOR ACCOUNTABILITY. (Attachments: # <u>1</u> Text of Proposed Order)(Busen, Carey) (Entered: 04/30/2019)
04/30/2019	<u>27</u>	NOTICE of Proposed Order <i>Correcting Scrivener's Error</i> by CAMPAIGN FOR ACCOUNTABILITY re <u>26</u> Status Report (Busen, Carey) (Entered: 04/30/2019)
05/01/2019		MINUTE ORDER. Upon consideration of the parties' <u>26</u> Joint Status Report, it is ORDERED that the parties shall submit a joint status report on or before July 22, 2019. Signed by Judge Dabney L. Friedrich on May 1, 2019. (lcldf3) (Entered: 05/01/2019)
05/01/2019		Set/Reset Deadlines/Hearings: Joint status report due by 7/22/2019. (zcdw) (Entered: 05/01/2019)
06/17/2019	<u>28</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to CAMPAIGN FOR ACCOUNTABILITY. Attorney A. Mackenna White terminated. (Busen, Carey) (Entered: 06/17/2019)
07/22/2019	<u>29</u>	Joint STATUS REPORT by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE. (Braswell, Marina) (Entered: 07/22/2019)
07/23/2019		MINUTE ORDER. Upon consideration of the parties' <u>29</u> Joint Status Report, it is ORDERED that the parties shall submit a joint status report on or before September 22, 2019. Signed by Judge Dabney L. Friedrich on July 23, 2019. (lcldf3) (Entered: 07/23/2019)
07/23/2019		Set/Reset Deadlines: Joint Status Report due by 9/22/2019. (zcal) (Entered: 07/23/2019)
09/23/2019	<u>30</u>	Joint STATUS REPORT by U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF STATE. (Braswell, Marina) (Entered: 09/23/2019)
09/23/2019		MINUTE ORDER: Upon consideration of the parties' <u>30</u> Joint Status Report, it is ORDERED that the parties shall submit another joint status report on or before November 22, 2019. So Ordered by Judge Dabney L. Friedrich on 9/23/2019. (zcal) (Entered: 09/24/2019)